#### Message

From: Hurld, Kathy [Hurld.Kathy@epa.gov]

**Sent**: 4/9/2019 2:01:27 PM

To: Hicks, Matt [Hicks.Matthew@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Laycock, Kelly

[Laycock.Kelly@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]; Mcgill, Thomas [Mcgill.Thomas@epa.gov]

Subject: RE: Florida letter

I have a few comments that I've sent to my mgt for their input. Hope to send to you as soon as they review. – thanks, Kathy

From: Hicks, Matt

Sent: Monday, April 08, 2019 5:45 PM

**To:** Kupchan, Simma < Kupchan.Simma@epa.gov>; Laycock, Kelly < Laycock.Kelly@epa.gov>; Ghosh, Mita < Ghosh.Mita@epa.gov>; Hurld, Kathy < Hurld.Kathy@epa.gov>; Mcgill, Thomas < Mcgill.Thomas@epa.gov>

Subject: RE: Florida letter

# Ex. 5 Deliberative Process (DP)

Thanks,

Matt

From: Hicks, Matt

Sent: Wednesday, April 3, 2019 5:58 PM

To: Kupchan, Simma < Kupchan.Simma@epa.gov >; Laycock, Kelly < Laycock.Kelly@epa.gov >; Ghosh, Mita

<Ghosh.Mita@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>

Subject: RE: Florida letter

Here's an updated version that corrects a minor formatting issue on item 2.

From: Hicks, Matt

Sent: Wednesday, April 3, 2019 5:22 PM

To: Kupchan, Simma < Kupchan, Simma@epa, gov>; Laycock, Kelly < Laycock, Kelly@epa, gov>; Ghosh, Mita

<<u>Ghosh.Mita@epa.gov</u>>; Hurld, Kathy <<u>Hurld.Kathy@epa.gov</u>>

Subject: RE: Florida letter

Here are my edits on top of Simma's. I've included a redline and clean version so you can see what I've added.

From: Kupchan, Simma

Sent: Wednesday, April 3, 2019 4:37 PM

To: Hicks, Matt < Hicks. Matthew@epa.gov>; Laycock, Kelly < Laycock. Kelly@epa.gov>; Ghosh, Mita

<Ghosh.Mita@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>

Subject: RE: Florida letter

Here are my edits. Thanks!!

Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Hicks, Matt

Sent: Wednesday, April 3, 2019 1:34 PM

To: Kupchan, Simma < Kupchan. Simma@epa.gov>; Laycock, Kelly < Laycock. Kelly@epa.gov>; Ghosh, Mita

<<u>Ghosh.Mita@epa.gov</u>>; Hurld, Kathy <<u>Hurld.Kathy@epa.gov</u>>

Subject: RE: Florida letter

I'm available at 4:00.

# Ex. 5 Deliberative Process (DP)

From: Kupchan, Simma

Sent: Wednesday, April 3, 2019 1:28 PM

To: Laycock, Kelly <Laycock.Kelly@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Ghosh, Mita

<Ghosh.Mita@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>

Subject: RE: Florida letter

# Ex. 5 Deliberative Process (DP)

Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Laycock, Kelly

Sent: Wednesday, April 3, 2019 1:11 PM

To: Kupchan, Simma < Kupchan, Simma@epa.gov>; Hicks, Matt < Hicks, Matthew@epa.gov>; Ghosh, Mita

<<u>Ghosh.Mita@epa.gov</u>>; Hurld, Kathy <<u>Hurld.Kathy@epa.gov</u>>

Subject: RE: Florida letter

I have to leave at 5 but I could join a call before that.

Kelly Laycock

Wetlands Regulatory Section U.S. Environmental Protection Agency 61 Forsyth St. Atlanta GA, 30303 phone 404 562 9132

From: Kupchan, Simma

Sent: Wednesday, April 3, 2019 1:07 PM

To: Hicks, Matt < Hicks. Matthew@epa.gov>; Laycock, Kelly < Laycock. Kelly@epa.gov>; Ghosh, Mita

<Ghosh.Mita@epa.gov>; Hurld, Kathy <Hurld.Kathy@epa.gov>

Subject: FW: Florida letter

See below. I am busy until about 4 – anyone free to talk then, by any chance?

Simma Kupchan
EPA Office of General Counsel
Water Law Office
WJC North Building # 7426Q
202-564-3105

From: Fotouhi, David

Sent: Wednesday, April 3, 2019 12:54 PM

To: Kupchan, Simma < Kupchan. Simma@epa.gov>

Cc: Neugeboren, Steven < Neugeboren. Steven@epa.gov>; Wehling, Carrie < Wehling. Carrie@epa.gov>

Subject: RE: Florida letter

Thanks for tracking all of this down, Simma

Ex. 5 Deliberative Process (DP)

# Ex. 5 Deliberative Process (DP)

Best,

David

#### **David Fotouhi**

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency

Tel: +1 202.564.1976 fotouhi.david@epa.gov From: Kupchan, Simma **Sent:** Tuesday, April 2, 2019 5:21 PM To: Fotouhi, David < Fotouhi. David@epa.gov> Cc: Neugeboren, Steven < Neugeboren. Steven@epa.gov >; Wehling, Carrie < Wehling. Carrie@epa.gov > Subject: FW: Florida letter Hi David, Ex. 5 Deliberative Process (DP)

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Simma Kupchan

I'd be happy to discuss further. Thanks for your attention in the meantime.

EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Fotouhi, David

Sent: Monday, April 1, 2019 10:14 AM

To: Kupchan, Simma < Kupchan.Simma@epa.gov>; Neugeboren, Steven < Neugeboren.Steven@epa.gov>; Wehling,

Carrie < Wehling. Carrie@epa.gov>; Wade, Alexis < Wade. Alexis@epa.gov>

Subject: RE: Florida letter

Hi, Simma. That timing works for me. Is your plan to float this idea to the team in R4 today so that they can provide their views on the call tomorrow?

#### David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Kupchan, Simma

Sent: Monday, April 1, 2019 10:11 AM

To: Fotouhi, David <Fotouhi.David@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wehling, Carrie

<Wehling.Carrie@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>

Subject: RE: Florida letter

Hi David,

I will discuss Matt's proposal with Region 4. Would it be ok if I got back to you tomorrow afternoon (we have a regularly scheduled call with all of the key Regional players tomorrow morning), or would you like to move faster than that?

Thanks,

Simma Kupchan EPA Office of General Counsel Water Law Office WJC North Building # 7426Q 202-564-3105

From: Fotouhi, David

Sent: Monday, April 1, 2019 10:03 AM

To: Neugeboren, Steven < Neugeboren. Steven@epa.gov>; Wehling, Carrie < Wehling. Carrie@epa.gov>; Kupchan, Simma

<<u>Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov></u>

Subject: Florida letter

# Ex. 5 Deliberative Process (DP)

### Ex. 5 Deliberative Process (DP)

#### David Fotouhi

Principal Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
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